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LSI Corporation and
Agere Systems Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

BARNES & NOBLE, INC. and
BARNESANDNOBLE.COM LLC,

Plaintiffs,

v.

LSI CORPORATION and
AGERE SYSTEMS INC.,

Defendants.

Case No. 11-cv-02709 EMC

**JOINT STIPULATION AND
[PROPOSED] ORDER REGARDING
SECOND AMENDMENT TO JANUARY
31, 2012 CASE MANAGEMENT ORDER**

Trial Date: None set

Pursuant to Local Rule 6-2, Plaintiffs Barnes & Noble, Inc. and barnesandnoble.com llc
("Plaintiffs") and Defendants LSI Corporation and Agere Systems Inc. ("Defendants")
(collectively, the "Parties"), by and through their respective counsel of record, stipulate as recited
below and jointly request that the Court amend the current case management schedule as set forth

STIPULATION REGARDING TIME FOR
PATENT LOCAL RULE DISCLOSURES

CASE NO.: 11-CV-02709 EMC

1 below.

2 WHEREAS, the Court, by Order dated January 31, 2012 [Dkt. No. 84], issued a Case
3 Management Order setting forth the case schedule through claim construction;

4 WHEREAS, the Court, by Order dated March 26, 2012 [Dkt. No. 92], amended that
5 schedule;

6 WHEREAS, at the Further Case Management Conference on June 19, 2012 [Dkt. No.
7 119], the Court directed the parties to submit a joint stipulation with a revised case schedule
8 incorporating deadlines for Plaintiffs to respond to Defendants' Interrogatory Nos. 9, 13, 15, and
9 16 and for Defendants to respond to Plaintiffs' Patent Local Rule 3-3 disclosures;

10 WHEREAS, Plaintiffs have agreed to serve substantive responses to Defendants'
11 Interrogatory Nos. 9, 13, 15 and 16 on or before September 24, 2012, the date they are due to
12 serve their invalidity contentions and related disclosures pursuant to Patent Local Rules 3-3 and
13 3-4;

14 WHEREAS, Defendants have agreed to provide on or before November 5, 2012 a
15 substantive response to each of Plaintiffs' invalidity contentions, including but not limited to an
16 explanation of why Defendants contend that the prior art cited in Plaintiffs' invalidity contentions
17 does not render each asserted claim anticipated or obvious;

18 WHEREAS, at the Further Case Management Conference on June 19, 2012 [Dkt. No.
19 119], the parties and the Court agreed that material presented at the technology tutorial would not
20 be admissible for any purpose or be used during cross-examination;

21 THE PARTIES HEREBY STIPULATE that, in view of the foregoing, material presented
22 at the technology tutorial shall not be admissible for any purpose or be used during cross
23 examination, and the case schedule shall be modified as set forth below:

Event	Proposed Date
Disclosure of Asserted Claims and Infringement Contentions and Accompanying Document Production	7/23/12
Disclosure of Invalidity Contentions and Accompanying Document Production	9/24/12
Plaintiffs to Provide Substantive Responses to Defendants' Interrogatory Nos. 9, 13, 15 and 16	9/24/12
Exchange Proposed Terms and Claim Elements for Construction	10/25/12
Defendants to Provide Substantive Responses to Plaintiffs' Invalidity Contentions	11/5/12
Exchange Preliminary Claim Constructions and Supporting References	11/15/12
File Joint Claim Construction and Prehearing Statement	12/13/12
ADR Deadline	12/21/12
Completion of Claim Construction Discovery	1/10/13
Serve and File Opening Claim Construction Brief	1/24/13
Serve and File Claim Construction Response Brief	2/7/13
Serve and File Claim Construction Reply Brief	2/14/13
Serve and File Claim Construction Sur-Reply Brief	2/21/13
Tutorial (subject to the Court's availability)	2/25/13 & 2/26/13 (2:30-4:30pm)
Claim Construction Hearing (subject to the Court's availability)	3/11/13, 3/12/13 & 3/13/13 (9:30-4:30pm) (9:30-1:30pm)

1 Dated: July 19, 2012

FENWICK & WEST LLP

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3 By: /s/ Ravi Ranganath

4 Ravi Ranganath
5 Attorneys for Defendants
LSI Corporation and Agere Systems Inc.

6 Dated: July 19, 2012

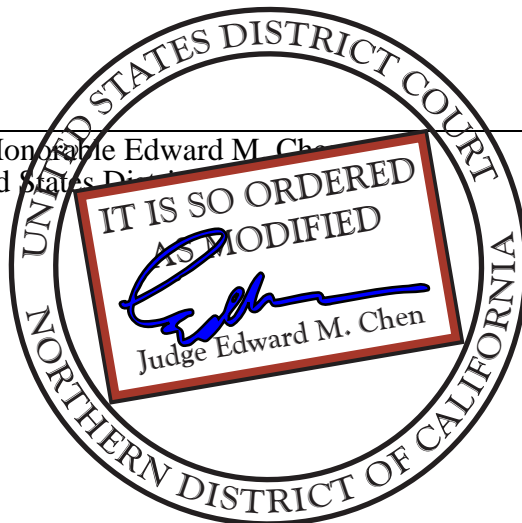
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SULLIVAN, LLP

7
8 By: /s/ Carl G. Anderson

9 Carl G. Anderson
10 Attorneys for Plaintiffs
Barnes & Noble, Inc. and
barnesandnoble.com llc

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14 PURSUANT TO STIPULATION, IT IS SO
15 ORDERED.

16
17
18 The Honorable Edward M. Chen
United States District Court



ATTESTATION PURSUANT TO GENERAL ORDER 45

Pursuant to General Order No. 45, § X(B), regarding signatures, I attest under penalty of perjury that the concurrence in the filing of this document has been obtained from its signatories.

Dated: July 19, 2012

FENWICK & WEST LLP

By: /s/ Ravi Ranganath

Ravi Ranganath
Attorneys for Defendants
LSI Corporation and Agere Systems Inc.

FENWICK & WEST LLP
ATTORNEYS AT LAW
MOUNTAIN VIEW